

1 THE HONORABLE JOHN C. COUGHENOUR  
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7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT SEATTLE

10 JOSE ESPINOSA, SR.,

11 v.  
12 Petitioner,

CORCORAN PRISON,

13 Respondent.

CASE NO. C20-5803-JCC

ORDER

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15 This matter comes before the Court on the Report and Recommendation (R&R) of the  
16 Honorable J. Richard Creatura, United States Magistrate Judge (Dkt. No. 11). Judge Creatura  
17 recommends that the Court dismiss Mr. Espinosa's petition based upon a failure to prosecute.  
18 Having thoroughly reviewed the R&R, the lack of objections thereto, and the relevant record, the  
19 Court hereby finds and ORDERS:

- 20 1. The Court ADOPTS the R&R.  
21 2. Plaintiff's federal habeas petition is DISMISSED without prejudice.  
22 3. A certificate of appealability is denied in this case.

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1 DATED this 4th day of January 2021.  
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John C. Coughenour

5 John C. Coughenour  
6 UNITED STATES DISTRICT JUDGE  
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